

नौएडा विशेष आर्थिक क्षेत्र  
NOIDA SPECIAL ECONOMIC ZONE

भारत सरकार

Government of India

वाणिज्य एवं उद्योग मंत्रालय, वाणिज्य विभाग

Ministry of Commerce & Industry, Deptt. of Commerce

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F. No. D-28016/3/2008-Admn./ 7754  
Dated: 12/08/2016

To,

The Controller of Accounts  
Office of the Chief Controller of Accounts  
Internal Audit Wing  
Department of Commerce  
Room No. 500, Udyog Bhawan, New Delhi.

Sub: Audit reply to the Internal Audit Para of Admn. Section – reg.

Sir,

With reference to the Internal Audit, Para No. 2, 3, 4, 5, 10, 11, 12, 14, 21, 22, 23, and Para No. 28 are related to Admn. Section. Point-wise reply of the Paras are as given below:-

Reply to the Internal Audit report on the relevant Paras pertains to Admn. Section.

Para '2':- Irregularities in Selection of ADCs on deputation in terms of recruitment Rules.

Vide O.M. No. 1/1/2008-IC dated 26<sup>th</sup> March, 2009, Deptt. of Expenditure issued clarifications for deputation. While clarifications under sub-heading (A) specifically relate to cases of deputation under the Central Staffing Scheme alone, the clarification under subheading (B) is applicable in all other cases of deputation, which are reproduced below:

In all other cases of deputation, [as per (B) O.M. dated 26.03.2009]

- (iii) In terms of para 3.5 of DoPT O.M. dated 05.01.1994, a person in a higher scale of pay shall not be appointed on deputation to a post in a lower scale of pay. Accordingly, in the case of deputation other than under the Central Staffing Scheme, government servants holding posts in a higher grade will continue to be ineligible for appointment on deputation to posts in the lower grades;
- (iv) However, a Government servant already on deputation/foreign service as on 01.01.2006 would be entitled to exercise his option as prescribed in para 4 of DoPT&T O.M. dated 01.05.1994, for getting his pay fixed on deputation. This option will also be availed for future deputations.

Future deputations.

Further, in accordance with para 4 of the O.M. No. 2/29/91-Estt (Pay II) dated 05.01.1994, an employee appointed on deputation may elect to draw either the pay in the scale of pay of deputation post or his basic pay in the parent cadre plus Deputation (Duty) Allowance.

Furthermore, O.M. dated 05.01.1994 has been superseded only vide O.M. dated 17.06.2010, i.e. after the appointments in question pre-dates to this O.M.

It may be noted that in all the related O.M.'s including the latest consolidated guidelines issue vide O.M. dated 17.06.2010. The central principle is to protect pay of the official if their appointment is made in public interest.

Under the above circumstances, two appointments, namely Shri M.N. Sukole and Shri Rakesh Agarwal were made. It may be kept in mind that adequate applications were not received for appointment for the post of ADC, in view of pay anomaly Grade Pay of the post of ADC and Section Officer were same till acceptance of the recommendations of 6<sup>th</sup> Central Pay Commission. In pursuance of acceptance of recommendations 6<sup>th</sup> CPC w.e.f. 01.09.2008, anomalous situation with regard to Grade Pay of the post of ADC arose and there was a situation of uncertainty as lowering of Grade Pay of ADC also gave rise to mismatch in the RRs of promotion post of ADC, i.e. DDC. Recruitment Rules of the post of DDC have been amended by the Deptt. of Commerce in the year 2012 as result of this mismatch.

In view of foregoing, the appointment of the officers was in public interest at large and for the smooth and unhindered functioning of the zone.

Hence, the para may be dropped.

**Para '3':- Journey performed by Air other than Air India:-**

The Journey pointed out by audit as per bill No. 120 dtd. 19.05.2009 and bill No. 389 dtd. 31.08.2009 was undertaken by DC, NSEZ for election duty in Jabalpur (MP) since the Air ticket of Air India was not available and on account of urgency of election duty, journey was done through private Airline. In view of the fact, the para may be dropped. A letter No. A-20011/14/2006/Admn/13209 dated 23.12.2013 and subsequently letter dtd. 05.02.2014 were sent to DOC but approval not received yet. A reminder letter for ex-post facto approval of DOC is being sent again.

**Para:- '4' Air journey performed by non-entitled officer:-**

The Journey pointed out by audit as per bill No. 349 dtd. 19.03.2009 and bill No. 306 dtd. 11.08.2011 and bill No. 307 dtd. 11.08.2011 was undertaken by DC, NSEZ was on account of official duty. However, the ex-post facto approval of Secretary, commerce being taken. A letter No. A-20011/14/2006/Admn/13209 dated 23.12.2013 and subsequently letter dtd. 05.02.2014 were sent to DOC but approval not received yet. A reminder letter for ex-post facto approval of DOC is being sent again.

**Para:- '5': Non recording of prescribed certificate by the competent authority on a/c of purchase of goods without quotation/limited tender:-**

In case of urgency some purchases below Rs. 15,000/- was made from open market. On certification of such supplies by the competent authority, the payments have been released. Now on advise of audit the rules of GFR for procurement are being followed.

**Para '7':- Improper maintenance of Service Book:-**

As per comments of audit all Service Books has been updated

**Para'10': Verification of qualifying service after completion of 25 years now 18 years of service:-**

All Service Books are being sent to CPAO for verification within prescribed time.

**Para '11': Improper formats of the fixed asset register, stationery stock register etc.:-**

The fixed Assets register as well as stationery stock register are being maintained now as per advice of audit. In view of above Audit Para may please be dropped. Compliance will be shown to the next Audit.

**Para '12': Improper maintenance of Service record in respect of retired officer/officials:-**

Service record with respect to retired officials/officials are being maintained properly as advised by Audit and the same will shown to next audit

**Para '14': Irregularities in pay fixation on account of grant of financial up-gradation under MACP:-**

Irregularities in pay fixation observed in respect of deputationist who have already been repatriated to their parent department, irregularities observed by Audit have already been conveyed to their parent Department.

**Para '21':- {Old Para 7(3) } Non Maintaining of DEAD Stock Register:-**

Now dead stocks register being maintained properly and will be shown to next audit.

**Para '22': {Old Para 8 } Irregular payment of Rs. 9400/- on account of Honorarium to the Staff:-**

Account Section has been advised to recover the excess payment made to Sh. N. P. Singh, and Sh. Ajit Kumar, both P.Os hence para may be dropped.

**Para '23':-{Old Para 9 } Award of contract to L2 instead of L1 in r/o AMC of Computer Hardware & Service of System of System Support Engineer:-**

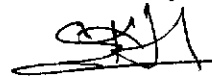
Reply to audit sent on 24.09.2014 copy of the same attached for reference Para may be dropped in view of reply.

**Para '28':- {Old Para 14 } Irregularities in purchase of stationery items:-**

Ex-post facto approval was sought from DoC vide letter No. A-20011/14/06 dated 05.02.2014 in case of stationery items/computer items as stated in para 23 & 28. No reply received from DoC however a letter to drop the Para already been sent to CPAO on 24.04.2014 with full justification.

In view of above reply Audit Para may be dropped.

Yours faithfully,



(Subodh Kumar Jha)  
Asstt. Development Commissioner

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12/8/16